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OFFICE OF PETITIONS

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|---------------------------------|---|------------------------|
| In re Application of | : | |
| Richard L. Leland and Gary | : | |
| Fussell | : | |
| Application No. 10/664,829 | : | DECISION ACCORDING |
| Filing Date: September 17, 2003 | : | STATUS UNDER § 1.47(a) |
| Attorney Docket No. TRM011U | : | |

This is in response to the "REQUEST FOR RECONSIDERATION OF PETITION UNDER 37 CFR 1.47(a)", filed September 19, 2005.

The petition under 37 CFR 1.47(a) is GRANTED.

The above-identified application was filed on September 17, 2003, without an oath or declaration. Accordingly, on December 16, 2003, the Office of Initial Patent Examination mailed a Notice to File Missing Parts, requiring a oath or declaration, and a surcharge for its late filing.¹ In response, applicants filed a petition under 37 CFR 1.47(a) on July 12, 2004, made timely by obtaining a five month extension of time. Accompanying the petition was a declaration executed by Leland, but with the signature block for Fussell left blank. However, the petition was dismissed in a decision mailed on March 18, 2005. Petitioner did not provide a declaration in compliance with 37 CFR 1.63(c)(1) (the declaration did not contain the mailing address and residence of inventor Fussell). In addition, petitioner did not provide a statement of the last known address of Fussell.

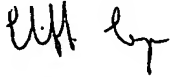
¹ The Notice also required replacement drawings. Applicants filed drawings with the petition.

With the instant petition, petitioner has overcome the objections set forth in the decision mailed March 18, 2005. Accordingly, the above-identified application is hereby accorded Rule 1.47(a) status.

As provided in 37 CFR 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

The application file is being forwarded to Group Art Unit 3616 for examination in due course.

Telephone inquiries concerning this decision may be directed to the undersigned at (571)272-3207.

A handwritten signature in dark ink, appearing to read 'Cliff Congo', is positioned above the typed name.

Cliff Congo
Petitions Attorney
Office of Petitions



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CHESAPEAKE VA 23323

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OFFICE OF PETITIONS

In re Application of :
Richard L. Leland and Gary Fussell :
Application No. 10/664,829 :
Filed: September 17, 2003 :
Title: Ultrasonic Blade Design for :
Scoring Double Angle Groove and :
Products Therefrom :

LETTER

Dear Mr. Fussell:

You are named as a joint inventor in the above-identified United States patent application filed under the provisions of 35 USC 116 (United States Code) and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, agent of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Cliff Congo at (571)272-3207. Requests for information regarding your application should be directed to the File Information Unit at (703) 308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to the Certification Division at (703) 308-9726 or 1-800-972-6382 (outside the Washington D.C. area).

Cliff Congo

Cliff Congo
Petitions Attorney
Office of Petitions

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